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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/815,411	04/01/2004	Marcus Braun	04265293

David M. Thimmig  
MAYER, BROWN, ROWE & MAW LLP  
P.O. Box 2828  
Chicago, IL 60690-2828



CONFIRMATION NO. 7993  
FORMALITIES LETTER



\*OC000000012980492\*

Date Mailed: 06/17/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
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08/20/2004 BABRAHA1 00000075 10815411

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*A copy of this notice **MUST** be returned with the reply.*

T.TU

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT  
ATTORNEY DOCKET NO. 04265293

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: application of: ) Group Art Unit: 3731

Marcus Braun ) Examiner: UNKNOWN

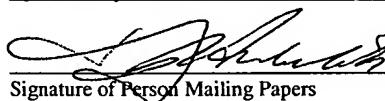
Serial No.: 10/815,411 ) CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
"EXPRESS MAIL" mailing label no. EV 113358845 US  
Date of Deposit: August 18, 2004

Filing Date: April 1, 2004 ) I hereby certify that this paper or fee is being deposited with the  
United States Postal Service "Express Mail Post Office to  
Addressee" under 37 CFR 1.10 on the date indicated above and is  
addressed to: Mail Stop: Missing Parts, Commissioner for Patents,  
P.O. Box 1450, Alexandria, VA 22313-1450

For: SURGICAL INSTRUMENT )

Mail Stop: Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

By: Timothy Hubalik

  
Signature of Person Mailing Papers

**TRANSMITTAL LETTER**

Dear Sir:

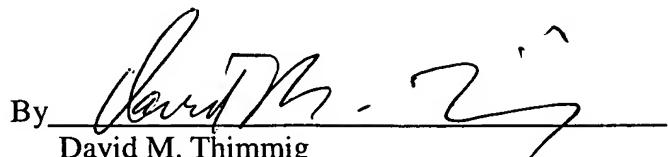
Transmitted herewith for the above-captioned patent application are:

1. Response To Notice To File Missing Parts Of Nonprovisional Application Filed Under 37 CFR 1.53(b) Filing Date Granted;
2. Return copy of original Notice To File Missing Parts Of Nonprovisional Application Filed Under 37 CFR 1.53(b) Filing Date Granted;
3. Executed Declaration and Power of Attorney;
4. Check in the amount of \$240.00; \$130.00 for the surcharge for filing the Declaration on a date later than the filing date of the application, as set forth in 37 C.F.R. 1.16(e); and \$110.00 for Petition for One-Month Extension fee, pursuant to 37 CFR 1.136(a);
5. A certified copy of original German Application No. 103 14 827.2, filed April 1, 2003, from which this application claims priority;
6. Petition for One-Month Extension of Time; and

7. Postcard acknowledging receipt of same.

If there are any additional fees due in connection with the filing of this Response, please charge the fees to our Deposit Account No. 13-0019.

Respectfully submitted,

By   
David M. Thimmig  
Attorney Reg. No. 36,034

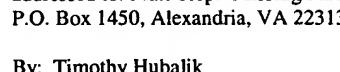
Dated: August 18, 2004

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(312) 701-8593  
Customer No. 26565



PATENT  
ATTORNEY DOCKET NO. 0426293

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: application of:	)	Group Art Unit: 3731
Marcus Braun	)	Examiner: UNKNOWN
Serial No.: 10/815,411	)	CERTIFICATE OF MAILING BY "EXPRESS MAIL"
Filing Date: April 1, 2004	)	"EXPRESS MAIL" mailing label no. EV 113358845 US
For: SURGICAL INSTRUMENT	)	Date of Deposit: August 18, 2004
Mail Stop: Missing Parts	)	I hereby certify that this paper or fee is being deposited with the
Commissioner for Patents	)	United States Postal Service "Express Mail Post Office to
P.O. Box 1450	)	Addressee" under 37 CFR 1.10 on the date indicated above and is
Alexandria, VA 22313-1450	)	addressed to: Mail Stop: Missing Parts, Commissioner for Patents,
	)	P.O. Box 1450, Alexandria, VA 22313-1450
	)	<u>By: Timothy Hubalik</u>
		
		Signature of Person Mailing Papers

Dear Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL  
APPLICATION FILED UNDER 37 CFR 1.53(B) FILING DATE GRANTED**

In response to the enclosed NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53(b) FILING DATE  
GRANTED, dated June 17, 2004, Applicant respectfully submits the enclosed executed  
Declaration and Power of Attorney. Also, enclosed is a check in the amount of \$240.00  
(\$130.00 for the surcharge for filing the Declaration on a date later than the filing date of the  
application, as set forth in 37 C.F.R. 1.16(e), and \$110.00 for the enclosed Petition For One-  
Month Extension Of Time).

If there are any fees due in connection with the filing of this statement, please charge the fees to our Deposit Account No. 13-0019.

Respectfully submitted,

By   
\_\_\_\_\_  
David M. Thimmig  
Attorney Reg. No. 36,034

Dated: August 18, 2004

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